

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

BROOKE WHORLEY, *et al.*,

Plaintiffs,

v.

Case No. 3:20-cv-255

RALPH S. NORTHAM, *et al.*,

Defendants.

STATUS REPORT

COME NOW Defendants Ralph Northam, *et al.*, by counsel, and pursuant to the Stipulated Settlement Agreement between the parties (ECF No. 11-1), provides the following status report to the Court:

1. Pursuant to Part 3(a)(vii)(1) of the Settlement Agreement, Defendants report that VDOC substantively reviewed 63 inmates for possible release under the *Early Release Plan* during the week of January 24 through January 30, 2021. The total number of inmates VDOC has substantively reviewed, to date, is 2,707.

2. Pursuant to Part 3(a)(vii)(2) of the Settlement Agreement, Defendants report that, of the 63 inmates reviewed during the week of January 24 through January 30, 2021, VDOC approved 49 of those inmates for Early Release. The total number of inmates approved, to date, is 1941.¹

3. Pursuant to Part 3(a)(viii)(3) of the Settlement Agreement, Defendants report that, of the 63 inmates reviewed during the week of January 24 through January 30, 2021, VDOC

¹ An additional 19 inmates were substantively reviewed, but physically released from custody (for other reasons) prior to a final approval decision having been made. VDOC does not include those 19 inmates in the reported number of inmates who were approved for release, but does include those 19 inmates in the number of inmates who were substantively reviewed.

denied Early Release for 14 of those inmates. The total number of inmates denied, to date, is 748.

4. Pursuant to Part 3(e) of the Settlement Agreement, Defendants report that approximately 1797 inmates were tested for COVID-19 during the week of January 24 through January 30, 2021. The total number of tests conducted on VDOC inmates, to date, is approximately 80,465.

5. Defendants further report that VDOC has begun vaccinating inmates and correctional staff members, in accordance with phases 1a and 1b of the vaccine plan established by the Virginia Department of Health. As of Tuesday, February 2, 2021, VDOC had administered the first dose of the COVID-19 vaccine to 9,302 inmates and 4,392 staff members at various facilities throughout VDOC. Vaccine clinics are ongoing.

Respectfully submitted,

RALPH S. NORTHAM, BRIAN J. MORAN,
HAROLD CLARKE, DONALD WILMOUTH,
RICK WHITE, THOMAS MEYER, TIKKI
HICKS, RODNEY YOUNCE, TRACY RAY,
ERIC ALDRIDGE, DANA RATLIFF-WAKLER,
TORI RAIFORD, TAMMY WILLIAMS, JOSEPH
BATEMAN, and PHILIP WHITE, Defendants.

By: /s/
Margaret Hoehl O'Shea, AAG, VSB #66611
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CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of February, 2021, I electronically filed the foregoing Status Report with the Clerk of the Court using the CM/ECF system which will provide notification of such filing to the following:

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Counsel for the Plaintiffs

And I hereby certify that I have mailed by United States Postal Service the documents to the following non-CM/ECF participants: N/A

By: /s/
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